

JOHN DAVIS.

[To accompany bill H. R. No. 158.]

MARCH 5, 1840.

Mr. ANDREWS, from the Committee on Revolutionary Pensions, made the following

### REPORT :

The Committee on Revolutionary Pensions, to whom was referred the petition of John Davis, praying the benefit of the pension laws, concur in the report of the case made at the 3d session of the 25th Congress, and adopt it, as follows.

DECEMBER 21, 1838.

*The Committee on Revolutionary Pensions, to whom was referred a resolution instructing them to inquire into the expediency of restoring the name of John Davis to the pension-roll, have had the same under consideration, and report :*

That it appears, by information derived from the Pension Office, that John Davis, of Harrison county, in the State of Virginia, was placed on the pension-roll under the act of 1832, at the rate of eighty-eight dollars per annum; but was afterwards stricken therefrom by the Commissioner of Pensions, who has subsequently proposed to reinstate him on the roll at the rate of forty-four dollars per annum, provided he shall refund the amount which he alleges has been overdrawn, as will appear by the following letter, which is made a part of this report.

The committee are of opinion, after a full examination of all the facts and circumstances connected with the case, that the applicant should not be required to refund the amount so claimed, inasmuch as there are strong circumstances tending to show that he is entitled to a full pension. They therefore report a bill for his relief.

WAR DEPARTMENT,

*Pension Office, May 28, 1836.*

SIR: Before issuing a new certificate to Mr. John Davis, it will be necessary that he refund the amount of money drawn to which he was not entitled; and, also, that he return his old certificate.

The new certificate, when issued, will be for forty-four dollars per annum. He has been drawing at the rate of eighty-eight dollars per annum. I have the honor to be, very respectfully, your obedient servant,

J. L. EDWARDS.

Hon. JOSEPH JOHNSON,  
*House of Representatives.*

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